



ATTORNEY DOCKET NO.: WBI05-04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Lawrence J. O'Connor
Serial No.: 10/660,645
For: METHOD AND APPARATUS FOR PACKING MATERIAL UNDER
COMPRESSION AND THE PACKAGE MADE THEREBY
Filing Date: September 12, 2003
Examiner: Nguyen, John Quoc
Art Unit: 3654
Conf. No.: 7584

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: **MAIL STOP AMENDMENT**, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450 on:

Date: March 11, 2005

By: Farah Z. Frasco

(Typed or printed name of person mailing
Document, whose signature appears below)

Signature: Farah Z. Frasco

MAIL STOP AMENDMENT
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

This paper is responsive to the Restriction Requirement mailed on January 12, 2005 in connection with the above-identified Application.

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Claims 1-54 were subject to a Restriction Requirement where claims 1-11 were deemed to be drawn to Group I (a package) and claims 12-54 were deemed to be drawn to Group II (method and apparatus for forming a package).

Applicant hereby elects Group II without traverse, i.e., claims 12-54.

The Application was also deemed to include claims directed to the following patentably distinct species: Species I (Figs. 9 and 10) and Species II (Fig. 11). Claims 5, 9, 12, 49 and 50 were deemed generic.

Applicant hereby identifies and elects Species I without traverse, i.e., Figs. 9 and 10. Along these lines, Applicant submits that the following listing of claims is readable thereon: claims 12, 17-31, 36-41, 43-44, 46-50 and 53-54.

An early and favorable communication is hereby earnestly requested. If the Examiner believes, after this Response, that the Application is not in condition for allowance, the Examiner is requested to call the Applicants Representative collect at (508) 366-9600, in Westborough, Massachusetts.

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Applicants hereby petition for any extension of time which is required to maintain the pendency of this case. If there is a fee occasioned by this Response, including an extension fee, that is not covered by an enclosed check, please charge any deficiency to Deposit Account No. 50-0901.

Respectfully submitted,



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Attorney Docket No.: WBI05-04

Dated: March 11, 2005